

Commonwealth of Massachusetts
HAMPDEN SUPERIOR COURT
Case Summary
Civil Docket

Massa et al v Mardi Gras Entertainment Inc et al

Details for Docket: HDCV2010-00034

Case Information

Docket Number:	HDCV2010-00034	Caption:	Massa et al v Mard Entertainment Inc
Filing Date:	01/11/2010	Case Status:	Needs discovery
Status Date:	03/03/2010	Session:	Civil A - Ctrm 8
Lead Case:	NA	Case Type:	Complex

Tracking Deadlines

TRK:	F	Discovery:	06/15/2012
Service Date:	04/11/2010	Disposition:	11/02/2011
Rule 15:	06/10/2010	Rule 12/19/20:	06/10/2010
Final PTC:	09/06/2012	Rule 56:	08/31/2012
Answer Date:	05/11/2010	Jury Trial:	YES

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Lead Case:	NA	Case Type:	Misc contract

Tracking Deadlines

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Rule 15:	06/10/2010	Rule 12/19/20:	06/10/2010
Final PTC:	09/06/2012	Rule 56:	08/31/2012
Answer Date:	05/11/2010	Jury Trial:	YES

Parties Involved

26 Parties Involved in Docket: HDCV2010-00034

Telephone: 617-994-5800**Tel Ext:****Fascimile:** 617-994-5801**Representing:** Cruz, Ramona (Plaint**Attorney
Involved:****Firm Name:** SEYF01**Last Name:** Miller**First Name:** Barry J**Address:** 2 Seaport Lane, Suite 300**Address:** World Trade Center**City:** Boston**State:** MA**Zip Code:** 02210**Zip Ext:** 2028**Telephone:** 617-946-4800**Tel Ext:****Fascimile:** 617-946-4801**Representing:** BSC Realty Inc, (Def

Calendar Events

20 Calendar Events for Docket: HDCV2010-00034

No.	Event Date:	Event Time:	Calendar Event:	SES:	Event Status:
1	02/02/2010	09:00	Motion/Hearing: miscellaneous	A	Event held as scheduled
2	03/29/2010	09:00	Motion/Hearing: amend deadline	A	Event held as scheduled
3	04/20/2010	09:00	Motion/Hearing: miscellaneous	A	Event held as scheduled
4	05/18/2010	09:00	Motion/Hearing: miscellaneous	A	Event held as scheduled
5	06/04/2010	09:00	Motion/Hearing: miscellaneous	A	Event held as scheduled
6	09/07/2010	09:00	Motion/Hearing: miscellaneous	A	Event held as scheduled
7	03/17/2011	09:00	Motion/Hearing: Compel	A	Event held as scheduled
8	03/24/2011	09:00	Motion/Hearing: Compel	A	Event held as scheduled
9	04/26/2011	14:00	Motion/Hearing: Compel	A	Event held as scheduled
10	05/06/2011	14:00	Conference: Trial Assignment	A	Event rescheduled by c date
11	05/12/2011	14:00	Conference: Trial Assignment	A	Event rescheduled by c date
12	05/16/2011	14:00	Conference: Trial Assignment	A	Event rescheduled by c date
13	09/29/2011	09:00	Motion/Hearing: miscellaneous	2	Event held as scheduled
14	10/11/2011	09:00	Motion/Hearing: miscellaneous	A	Event held as scheduled
15	10/19/2011	09:00	Motion/Hearing: miscellaneous	A	Event held as scheduled
16	11/16/2011	14:00	Motion/Hearing: miscellaneous	A	Event held as scheduled
17	11/22/2011	09:00	Motion/Hearing: amend complaint	A	Event held as scheduled

18	02/27/2012	09:00	Motion/Hearing: amend deadline	A	Event held as scheduled
19	04/02/2012	14:00	Conference: Trial Assignment	A	Event not held-joint req
20	09/06/2012	14:00	Conference: Trial Assignment	A	

Full Docket Entries

205 Docket Entries for Docket: HDCV2010-00034

Entry Date:	Paper No:	Docket Entry:
01/11/2010	1	Complaint & civil action cover sheet filed
01/11/2010		Origin 1, Type A99, Track F.
02/01/2010	2	Atty Barry J Miller's notice of appearance for Mardi Gras
02/01/2010	2	Entertainment Inc, James Santaniello, Anthony Santaniello, Helen
02/01/2010	2	Santaniello
02/01/2010	3	Defendant Mardi Gras Entertainment Inc, James Santaniello, Anthony
02/01/2010	3	Santaniello, Helen Santaniello's MOTION for extension of time to
02/01/2010	3	respond to plffs' complaint.
02/02/2010		Motion (P#3) ALLOWED (C. Jeffrey Kinder, Justice) Notices faxed
02/02/2010		2/3/2010
02/17/2010	4	Amended complaint
02/23/2010	5	SERVICE RETURNED: Mardi Gras Entertainment Inc(Defendant)
02/23/2010	6	SERVICE RETURNED: James Santaniello(Defendant)
02/23/2010	7	SERVICE RETURNED: Anthony Santaniello(Defendant)
02/23/2010	8	SERVICE RETURNED: Helen Santaniello(Defendant)
03/01/2010	9	Atty Shannon E Liss-Riordan's notice of appearance for Madeline Ruiz,
03/01/2010	9	Paula Massa, Jennifer DeLugan, Gina Ginolfi, Robert Bruso, Robert
03/01/2010	9	Glavin, Maureen Rushby, Jessica Taylor
03/03/2010	10	Atty Anthony S Califano's notice of appearance for Mardi Gras
03/03/2010	10	Entertainment Inc, Worthington Shops, Inc., BSC Realty, Inc., Anthony
03/03/2010	10	Santaniello, Helen Santaniello and James Santaniello
03/03/2010	11	Atty Ariel D Cudkowicz's notice of appearance for Mardi Gras
03/03/2010	11	Entertainment Inc, Worthington Shops Inc, BSC Realty, Inc., Anthony
03/03/2010	11	Santaniello, Helen Santaniello and James Santaniello
03/03/2010	12	ANSWER (amended complaint): Mardi Gras Entertainment Inc, James
03/03/2010	12	Santaniello, Anthony Santaniello, Helen Santaniello, Worthington
03/03/2010	12	Shops Inc, Bsc Realty Inc and COUNTERCLAIM vs Robert Bruso, Robert
03/03/2010	12	Glavin, Madeline Ruiz, Paula Massa, Andrea Walshaw, Jennifer Delugan,
03/03/2010	12	and Gina Ginolfi.
03/26/2010	13	Plaintiffs' MOTION to extend time for to respond to defendants

03/26/2010	13	request for admissions.
03/29/2010	13	Stipulation of dismissal with prejudice as to the COUNTERCLAIMS
03/29/2010	13	asserted by the defendants in counterclaim against plaintiff in
03/29/2010	13	counterclaim Andrea Walshaw.
04/01/2010		(P#13)(dated 3/29/10) ALLOWED (C. Jeffrey Kinder, Justice) Notices
04/01/2010		faxed 4/1/2010
04/06/2010	14	Court received a letter from Atty Ariel D. Cudkowicz for a request to
04/06/2010	14	file a reply in support of Motion to Transfer.
04/08/2010		(P#14) ALLOWED- no more than 5 pages (C. J. Moriarty, Justice) fx
04/08/2010		4/8/2010
04/14/2010	15	Defendants Mardi Gras Entertainment Inc, James Santaniello, Anthony
04/14/2010	15	Santaniello, Helen Santaniello, Worthington Shops Inc, Bsc Realty
04/14/2010	15	Inc's MOTION to transfer case to the presiding justice of the
04/14/2010	15	Business Litigation Session of the Suffolk Superior Court (BLS).
04/20/2010	16	ANSWER by Madeline Ruiz, Paula Massa, Robert Bruso, Robert Glavin,
04/20/2010	16	Jennifer DeLugan, Gina Ginolfi to COUNTERCLAIM of Mardi Gras
04/20/2010	16	Entertainment Inc, James Santaniello, Anthony Santaniello, Helen
04/20/2010	16	Santaniello, Worthington Shops Inc, Bsc Realty Inc
04/27/2010		(P#15)(dated 4/20/10) For the reasons outlined in Plaintiff's
04/27/2010		Opposition, I am not persuaded that the issues in this case are
04/27/2010		sufficiently complex to warrant transfer to the Business Litigation
04/27/2010		Section. Accordingly, the Motion to Transfer is DENIED (C. Jeffrey
04/27/2010		Kinder, Justice) Notices faxed 4/27/2010
05/14/2010	17	Plaintiffs MOTION for extension of time to respond to defendants
05/14/2010	17	requests for admissions.
05/18/2010		Motion (P#17) ALLOWED (Tina Page, Justice) Notices faxed 5/19/2010
06/01/2010	18	Stipulation of dismissal with prejudice as to plaintiff Jennifer
06/01/2010	18	DeLugan and as to all counterclaims.
06/04/2010	19	Defendants' REQUEST for leave to file a concise reply brief in
06/04/2010	19	further support of their partial motion to dismiss and REQUEST for
06/04/2010	19	sanctions.
06/07/2010		Request p#19 (Dated 6/4/2010) ALLOWED. (Tina S. Page, Justice) fx:
06/07/2010		6/7/2010
06/17/2010	20	Defendant Mardi Gras Entertainment Inc, James Santaniello, Anthony
06/17/2010	20	Santaniello, Helen Santaniello, Worthington Shops Inc, Bsc Realty
06/17/2010	20	Inc's MOTION to Dismiss (MRCP 12b) Count IX
08/25/2010	21	Stipulation of partial dismissal as to Bsc Realty Inc.
09/01/2010	22	Atty Stephen S Churchill's notice of appearance for all plaintiffs.
09/01/2010	23	MOTION of plaintiff's counsel Stephen S. Churchill, for admission of

09/01/2010	23	" Robert Starr Esq." pro hac vice. -- Assented to.
09/01/2010	24	Stipulation of dismissal as to plaintiff and defendant in
09/01/2010	24	counterclaim Robert Glavin, with prejudice, without costs.
09/07/2010		(P#23) ALLOWED (Constance Sweeney, Justice). Notices faxed 9/8/2010
11/08/2010	25	Joint MOTION to extend tracking order; Discovery deadline on or
11/08/2010	25	before May 9, 2011 and Dispositive motions on or before July 11, 2011.
11/10/2010		Motion (P#25) ALLOWED. The clerk will also establish a new PTC date.
11/10/2010		(Constance Sweeney, Justice) Notices faxed 11/10/2010
11/16/2010	26	Plaintiffs' assented to motion to file second amended complaint.
12/03/2010		(dated 11/29/2010) (P#26) ALLOWED (Constance Sweeney, Justice)
12/03/2010		Notices faxed 12/3/2010
12/03/2010	27	Second amended complaint
12/06/2010	28	ANSWER (second amended complaint): Mardi Gras Entertainment Inc,
12/06/2010	28	Worthington Shops Inc, James Santaniello, Anthony Santaniello, Helen
12/06/2010	28	Santaniello and COUNTERCLAIM vs Robert Bruso, Madeline Ruiz, Paula
12/06/2010	28	Massa, Gina Ginolfi, Ramona Cruz
01/13/2011	29	Plaintiffs' MOTION for extension of time to respond to defendants'
01/13/2011	29	requests for admissions until February 4, 2011. , assented to.
02/03/2011	30	Stipulation of dismissal with prejudice, as to Plaintiff and
02/03/2011	30	Defendant-in-counterclaim Gina Ginolfi.
03/07/2011	31	Court received letter from defendants requesting permission to file
03/07/2011	31	reply to plffs.' opposition to defts.' motion to compel.
03/08/2011		(P#31) ALLOWED not to exceed 5 pages. (C Jeffrey Kinder, Justice)
03/08/2011		Notices faxed 3/9/2011
03/15/2011	32	Defendants Mardi Gras Entertainment Inc, Worthington Shops Inc, Jame
03/15/2011	32	Santaniello, Anthony Santaniello, Helen Santaniello's MOTION to
03/15/2011	32	compel Discovery
03/23/2011		(P#32)(dated 3/17/11) DENIED without prejudice for failure to comply
03/23/2011		with Superior Court Rule 9C. (C Jeffrey Kinder, Justice) Notices
03/23/2011		faxed/mailed 3/23/2011
03/23/2011	33	Certificate of Compliance with Superior Court Rule 9C regarding
03/23/2011	33	motion to compel of defts. Mardi Gras Entertainment Inc. and
03/23/2011	33	Worthington Shops Inc.
03/24/2011		Motion (P#32) Having received the certificate of compliance with Rule
03/24/2011		9C, inadvertantly omitted previously, the motion will be scheduled
03/24/2011		for hearing by the clerk's office (C Jeffrey Kinder, Justice).
03/24/2011		Notices fx 3/24/2011
04/01/2011	34	Defts.' emergency MOTION to extend briefing schedule on plffs.'
04/01/2011	34	motions for summary judgment and class certification pending
04/01/2011	34	completion of previously noticed discovery.
04/01/2011	35	Defts.' memorandum of law in support of their emergency motion to

04/01/2011	35	extend briefing schedule.
04/04/2011	36	Plffs.' opposition to defts.' motion to extend briefing schedule
04/13/2011	37	Notice sent to appear for pre-trial conference on 5/16/2011(faxed)
04/28/2011		(P#32)(dated 4/26/11) After hearing, the motion is ALLOWED in part
04/28/2011		and DENIED in part. Before the Court is the Defendant's Motion to
04/28/2011		Compel. After hearing, the motion is allowed in part, and denied in
04/28/2011		part, as follow: As to the interrogatories, the plaintiffs shall
04/28/2011		respond as requested, however, each plaintiff will only be required
04/28/2011		to respond for those year during which the respective plaintiff also
04/28/2011		worked for the defendants. As to the document requests, the
04/28/2011		plaintiffs shall respond as requested, however, each plaintiff will
04/28/2011		only be required to respond for those years during which the
04/28/2011		respective plaintiff also worked for the defendants, and as to the
04/28/2011		requested "federal and state tax returns", the plaintiffs need only
04/28/2011		to produce W-2's, 1099's and Schedule C's. As to documents concerning
04/28/2011		"any criminal charge filed against you", the plaintiffs shall produce
04/28/2011		only such documents resulting in a conviction. (Richard J. Carey,
04/28/2011		Justice). mailed 4/28/11
04/28/2011		(P#34)(dated 4/26/11) The deadline for discovery is extended until
04/28/2011		10/7/11. (Richard J. Carey, Justice). Notices mailed 4/28/2011
09/21/2011	37	Atty William J Brown Jr's notice of appearance for Ramona Cruz,
09/21/2011	37	Ramona Rogers
09/29/2011	38	Plffs' emergency MOTION for a protective order barring ex parte
09/29/2011	38	settlement communications between defendants, or any of their agents
09/29/2011	38	or attorneys, and any class members.
09/29/2011	39	Joint MOTION for entry of Temporary Order.
09/29/2011		Motion (P#39) ALLOWED (Peter A. Velis, Justice) Notices faxed
09/29/2011		9/29/2011
09/29/2011	40	Stipulation and Order. (Peter A. Velis, Justice)
10/05/2011	41	Plaintiff's request for leave to file a reply to defendants
10/05/2011	41	opposition to plaintiff's motion for leave to file a Third Amended
10/05/2011	41	Complaint.
10/11/2011		(P#41) ALLOWED- Not to Exceed 10 pages. (Constance M Sweeney,
10/11/2011		Justice) Notices fx: & m. 10/13/2011
10/17/2011	42	Court received Plaintiffs' request to file a reply to the defendants
10/17/2011	42	opposition to plaintiffs emergency motion for protective order.
10/24/2011	43	Defts' Request for leave to file a concise reply brief in further
10/24/2011	43	support of their motion for protective order regarding Disclosure of
10/24/2011	43	Confidential Settlement Communications.
10/25/2011		Request (P#42) ALLOWED. Not to exceed 10 pages. (Constance M Swee

10/25/2011 Justice) Notices faxed 10/25/2011

10/25/2011 44 Plaintiffs' MOTION to amend complaint to add "Leslie Campbell, Aimee Matthews, Jessica Ellen Wright and Amanda Shumway" as party

10/25/2011 44 plaintiffs, drops named plaintiffs Madeline Ruiz, Ramona Cruz and

10/25/2011 44 Ramona Rogers, and to add again "BSC Realty, Inc." as party defendant

11/02/2011 (P#43)(dated 10/25/11) ALLOWED. Not to exceed 10 pages. (Constance Sweeney, Justice) Notices faxed 11/2/2011

11/09/2011 45 Defendants/Plffs.'. in counterclaim Mardi Gras Entertainment, Inc.,

11/09/2011 45 Worthington Shops, Inc., Anthony Santaniello, Helen Santaniello, and

11/09/2011 45 James Santaniello's emergency MOTION to lift the Stipulation and

11/09/2011 45 Order dated September 29, 2011. -- See #40

11/09/2011 46 Defendants and plffs. in counterclaim, Mardi Gras Entertainment, Inc., Worthington Shops, Inc., Anthony Santaniello, Helen

11/09/2011 46 Santaniello, and James Santaniello's Opposition to plaintiffs'

11/09/2011 46 emergency motion for protective order.

11/09/2011 47 Defendants Mardi Gras Entertainment Inc, Worthington Shops Inc, Jame

11/09/2011 47 Santaniello, Anthony Santaniello, Helen Santaniello's MOTION for

11/09/2011 47 Protective Order regarding disclosure of confidential settlement

11/09/2011 47 communications.

11/10/2011 48 Plffs.' response to defts.' emergency motion to lift Stipulation and

11/10/2011 48 Order dated Sept. 29, 2011

11/14/2011 (P#45) Schedule for hearing for 11/16/11. I expect argument to be

11/14/2011 less agitated than the written memoranda. (Constance M Sweeney,

11/14/2011 Justice). Notices fx: & M. 11/14/2011

11/14/2011 49 Notice sent to appear on 11/16/2011 at 2:00 p.m. for a hearing on #45

11/14/2011 49 & #48. fx: & m. 11/14/2011

12/09/2011 (dated 11/17/11) Motion (P#45) ALLOWED (Constance M Sweeney, Justi

12/09/2011 Notices faxed & mailed 12/9/2011

12/09/2011 (dated 11/17/11) Motion (P#47) DENIED. The plaintiffs discovery is

12/09/2011 likely to lead to relevant evidence of whether or not individuals who

12/09/2011 were formerly plaintiffs in the case were coerced into dropping their

12/09/2011 claims. (Constance M Sweeney, Justice) Notices faxed & mailed

12/09/2011 12/9/2011

12/09/2011 (dated 11/22/11) Motion (P#44) ALLOWED. However it is not at all

12/09/2011 clear that this current amendment is in the interest of justice.

12/09/2011 Several putative class members have withdrawn from the case. There is

12/09/2011 at best confusion over whether a retaliation claim in the amended

12/09/2011 complaint is effectively the same claim that was earlier w/drawn. I

12/09/2011 will allow the parties until 5/7/12 to conduct further discovery

12/09/2011 including on all of the issues raised in the defendant's opposition

12/09/2011 to the motion. At that time the defendants may move for dispositive
12/09/2011 relief if they are so inclined. (Constance M Sweeney, Justice)
12/09/2011 Notices faxed & mailed 12/9/2011
12/16/2011 50 Third Amended complaint
01/17/2012 51 ANSWER (third amended complaint): Mardi Gras Entertainment Inc,
01/17/2012 51 Worthington Shops Inc, James Santaniello, Anthony Santaniello, Helen
01/17/2012 51 Santaniello, BSC Realty Inc and AMENDED COUNTERCLAIMS vs Robert
01/17/2012 51 Bruso, Paula Raposa, Amanda Shumway & Jessica Ellen Wright
02/06/2012 52 ANSWER by Robert Bruso, Amanda Shumway, Jessica Ellen Wright, Paul
02/06/2012 52 Raposa to AMENDED COUNTERCLAIMS of Mardi Gras Entertainment Inc,
02/06/2012 52 James Santaniello, Anthony Santaniello, Helen Santaniello
02/23/2012 53 Parties joint MOTION to amend tracking order for Discovery, Rule 56
02/23/2012 53 Motions and the Pre-Trial Conference hearing to September 4, 2012.
02/27/2012 (P#53) ALLOWED (C Jeffrey Kinder, Justice) Notices faxed/mailed
02/27/2012 2/28/2012
